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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/559,609	12/02/2005	Shinji Eritate	03500.103418.	1529
5514 7590 12/15/2008 FITZPATRICK CELLA HARPER & SCINTO 30 ROCKEFELLER PLAZA NEW YORK, NY 10112				
EXAMINER				
EICHELMAYER, ALIX ELIZABETH				
ART UNIT		PAPER NUMBER		
1795				
MAIL DATE		DELIVERY MODE		
12/15/2008		PAPER		

**Please find below and/or attached an Office communication concerning this application or proceeding.**

The time period for reply, if any, is set in the attached communication.

## Interview Summary

**Application No.**

10/559,609

**Applicant(s)**

ERITATE ET AL.

**Examiner**

Alix Elizabeth Echelmeyer

**Art Unit**

1795

All participants (applicant, applicant's representative, PTO personnel):

(1) Alix Echelmeyer.

(3) \_\_\_\_\_.

(2) Jason Okun.

(4) \_\_\_\_\_.

Date of Interview: 09 December 2008.

Type: a) ☒ Telephonic b) ☐ Video Conference  
c) ☐ Personal (copy given to: 1) ☐ applicant 2) ☐ applicant's representative)

Exhibit shown or demonstration conducted: d) ☐ Yes e) ☐ No.

If Yes, brief description: \_\_\_\_\_.

Claim(s) discussed: 1 and 3.

Identification of prior art discussed: Morishima et al.

Agreement with respect to the claims f) ☐ was reached. g) ☐ was not reached. h) ☐ N/A.

Substance of Interview including description of the general nature of what was agreed to if an agreement was reached, or any other comments: Morishima et al., specifically [0049]. Applicant explained the position that Morishima et al. are teaching the coating of the membrane electrolyte material as a type of glue to attach the already-formed membrane to the electrocatalyst layer. The instant invention is different because the membrane is not already formed when it is applied to the catalyst layer, as found in claim 3 of the instant invention.

(A fuller description, if necessary, and a copy of the amendments which the examiner agreed would render the claims allowable, if available, must be attached. Also, where no copy of the amendments that would render the claims allowable is available, a summary thereof must be attached.)

THE FORMAL WRITTEN REPLY TO THE LAST OFFICE ACTION MUST INCLUDE THE SUBSTANCE OF THE INTERVIEW. (See MPEP Section 713.04). If a reply to the last Office action has already been filed, APPLICANT IS GIVEN A NON-EXTENDABLE PERIOD OF THE LONGER OF ONE MONTH OR THIRTY DAYS FROM THIS INTERVIEW DATE, OR THE MAILING DATE OF THIS INTERVIEW SUMMARY FORM, WHICHEVER IS LATER, TO FILE A STATEMENT OF THE SUBSTANCE OF THE INTERVIEW. See Summary of Record of Interview requirements on reverse side or on attached sheet.

/PATRICK RYAN/  
Supervisory Patent Examiner, Art Unit 1795